IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 19th day of February 2005
Bail application no. 127 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Pankaj Sharma
S/o Banwari Lal Sharma
R/o Hari Bhaawn Pandewali Jwalpur
District Haridwar ... Applicant

Versus

State of Uttaranchal ... Opposite Party

Arising out of Case Crime No. 472 of 2004
Under Section 307 I.P.C.
P.S. Jwalapur
District Haridwar

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 472 of 2004 under Section 307 I.P.C. registered at P.S. Jwalapur, District Haridwar.

Heard Sri Navneet Kaushik learned counsel for the applicant, learned A.G.A. and perused the record.

The applicant alleged to have caused the injuries on his mother, Kunti Devi.

The record shows that mother of the applicant Kunti Devi sustained the injuries during the course of the occurrence. Subsequently, she filed a criminal complaint before the court of competent jurisdiction stating therein that she was in fact assaulted by Paras Chauhan, Ashu Chauhan and Sushil Chauhan and in that complaint case, the statement under Section 200 Cr.P.C. has been recorded.

Keeping in view the complaint field by the injured, Kunti Devi and her statement under Section 200 Cr.P.C., I find it is a fit case for bail at this stage.

Let the applicant Pankaj Sharma be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

19.02.2005 **(B.C. Kandpal, J.)**
ASWAL